

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA

-vs.-

1:04-mj-2173

ANDRES ORTIZ,

Defendant

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**STATEMENT OF DEFENDANT WITH RESPECT TO SENTENCING  
FACTORS**

PLEASE TAKE NOTICE, that the Defendant hereby adopts all findings of the  
Pre-Sentence Report with respect to sentencing factors in this action.

Dated: Buffalo, New York  
December 16, 2005

Respectfully, Submitted

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Assistant U.S. Attorney

Diane L. Root  
U.S. Probation Officer  
UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF NEW YORK

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ANDRES ORTIZ,

DEFENDANT

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CERTIFICATE OF SERVICE

I hereby certify that on December 16, 2005, I electronically filed the foregoing Statement of Defendant with Respect to Sentencing Factors with the Clerk of the District Court using CM/ECF system which would then electronically notify all CM/ECF participants on this case.

S/ Nichelle Jones